

# UNITED STATES BANKRUPTCY COURT

Southern District of Georgia

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Clerk

OFFICE OF THE CLERK

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## PUBLIC NOTICE

### Fees for Filing Motions to Lift Stay under Item 20 and for Adversary Proceedings under Item 6 of the Miscellaneous Fee Schedule for Bankruptcy Courts

At its September 2004 session, the Judicial Conference, upon recommendation from the Committee on Court Administration and Case Management (CACM), approved an increase in the fee for filing a civil action under 28 U.S.C. Section 1914(a) from \$150 to \$250 which becomes effective January 1, 2005. Two fees contained in the bankruptcy miscellaneous fee schedule (28 U.S.C. Section 1930) are linked to the civil filing fee. One, the fee for filing a motion to lift the automatic stay (Item 20), was amended by the Conference, deleting the language linking the fee to the amount required for filing a civil action under Section 1914 and retaining the amount for filing a motion to lift stay fee at \$150. Accordingly, the amount of the fee for filing a lift stay or other motions under Item 20 will not change.

The second miscellaneous fee linked to the civil filing fee (Item 6), which sets forth the fee for filing an adversary proceeding, was not considered by the CACM Committee. As the CACM Committee did not specifically consider whether to raise the fee in accordance with the civil filing fee, the Judicial Conference has determined to defer the increase temporarily until its September 2005 Judicial Conference. Thus, the amount required to file an adversary proceeding will remain at \$150 for the time being.

Please be advised as item 6 will still reference the new amount required for the civil filing fee, notwithstanding the language of the fee item, the filing fee for adversary proceedings will remain at \$150 until further notice.

A revised Miscellaneous Fee Schedule for Bankruptcy Courts, reflecting the language of Item 20 regarding the fee to lift stay and other motions is available on the Bankruptcy Court's website [www.gas.uscourts.gov](http://www.gas.uscourts.gov).

For The Court:

Michael F. McHugh, Clerk

Dated: December 23, 2004